## IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

International Application No. : PCT/EP2004/014389

International Filing Date : December 17, 2004

Priority Date(s) Claimed : January 27, 2004

Applicant(s) (DO/EO/US) : Matthias KOCH et al.

Title: USE OF STATISTICAL COPOLYMERS

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

## Timing and Fees

| $\boxtimes$ | Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this informatio disclosure statement is filed:                                     |   |  |  |  |  |
|-------------|--|---|--|--|--|--|
|             |  | within three months of the filing date of a national application other than a CPA under § 1.53(d);  |  |  |  |  |
|             | $\boxtimes$  | within three months of the actual filing date of the national phase of a PCT application; OR  |  |  |  |  |
|             |  | before the mailing of a first substantive office action (including after filing of an RCE).   |  |  |  |  |
|             | Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the perspecified in 37 C.F.R. § 1.97(b), but before the mailing date of: |   |  |  |  |  |
|             |  | a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and |  |  |  |  |
|             |  |   |  |  |  |  |

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|        |             |            | the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR  |
|        |             |            | a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).  |
|        |             |            | R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:   |
|        |             | a final    | action under 37 C.F.R. § 1.113;  |
|        |             | termin     | ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);   |
|        |             | OR a r     | notice of allowance under 37 C.F.R. § 1.311;   |
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| Staten | nents U     | nder 37    | C.F.R. 1.97(e)   |
|        |             |            | Each item of information contained in this information disclosure<br>statement was cited in a communication from a foreign patent office in a<br>counterpart foreign application having a mailing date not more than three<br>months prior to the filing date of this information disclosure statement; or   |
|        |             |            | No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement. |
| Cited  | Materia     | <u>ls</u>  |  |
|        |             | ancest     | of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).  |
|        | $\boxtimes$ | -          | s of materials listed but not attached were cited in an international search dated March 22, 2005.   |
|        |             | Not re     | quired by 37 CFR § 1.98.   |
|        |             | Copie      | s of the materials listed are attached (except for the foregoing).   |

| Non-E | <u>ngiish i</u> | Language References   |
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|       |                 | An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).  |
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| Payme | ent of Fe       | ees Due (If Any):   |
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## 10/587304 MP6 Rec'd PCT/PTO 26 JUL 2006

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Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969

Attorney for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
Arlington Courthouse Plaza 1
2200 Clarendon Blvd. Suite 1400
Arlington, Virginia 22201
Telephone: (703) 243-6333

Telephone: (703) 243-6333 Facsimile: (703) 243-6410

Attorney Docket No.: MERCK-3214

Date: July 26, 2006

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|------------|--------------------|--------|------------|-------------------------|----------------------|--|--|
|            |                    |        |            | Application Number      | Unassigned 20/ 3U4   |  |  |
| INFO       | RMATION            | DIS    | CLOSURE    | Filing Date             | July 26, 2006        |  |  |
| STAT       | EMENT B            | Υ ΑΙ   | PPLICANT   | First Named Inventor    | Matthias KOCH et al. |  |  |
|            |                    |        |            | Group Art Unit          | Unassigned           |  |  |
|            | (use as many she   | ets as | necessary) | Examiner Name           | Unassigned           |  |  |
| Sheet      | 1                  | of     | 1          | Attorney Docket Number  | MERCK-3214           |  |  |

|                        | U.S. PATENT DOCUMENTS |                  |  |   |   |  |  |  |
|------------------------|-----------------------|------------------|--|---|---|--|--|--|
| Examiner<br>Initials * | Cite No.1             | U.S. Patent Docu | Ment Kind Code <sup>2</sup> (if known) | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document  MM-DD-YYYY |  |  |  |
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|-----------------------|-----------|-------------------------|----------|--------------------------------------|--|------------------------------|--|----|
| Examiner<br>Initials* | Cite No.1 | Office <sup>3</sup>     | Number⁴  | Kind Code <sup>5</sup><br>(if known) | Name of Patentee or Applicant of<br>Cited Document | Cited Document<br>MM-DD-YYYY | Passages or Relevant<br>Figures Appear   | T⁵ |
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|                       |           |                         |          |                                      |  |                              |  |    |

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.